



# राजपत्र, हिमाचल प्रदेश

## (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, सोमवार, ६ सितम्बर, १९६५/१५ भाद्रपद, १८८७

### GOVERNMENT OF HIMACHAL PRADESH

#### VIDHAN SABHA SECRETARIAT

#### NOTIFICATIONS

*Simla-4, the 3rd September, 1965*

**No. 1-18/65-VS.**—In pursuance of rule 135 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964 “The Societies Registration (Himachal Pradesh Amendment) Bill, 1965 (Bill No. 5 of 1965)” as introduced in the Himachal Pradesh Legislative Assembly on the 3rd September, 1965, is hereby published in the Himachal Pradesh Government Gazette.

**Bill No. 5 of 1965.**

### THE SOCIETIES REGISTRATION (HIMACHAL PRADESH

#### AMENDMENT) BILL, 1965

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

#### BILL

*to amend the Societies Registration Act, 1860 (21 of 1860) in its application to Himachal Pradesh.*

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Sixteenth Year of the Republic of India as follows:—

**1. Short title and commencement.**—(1) This Act may be called the Societies Registration (Himachal Pradesh Amendment) Act, 1965.

(2) It shall come into force at once.

**2. Amendment of section 3.**—In section 3 of the Societies Registration Act, 1860 in its application to Himachal Pradesh for “Full stop” occurring in the end the “colon” shall be substituted and thereafter the following proviso added :

“Provided that the State Government may by Notification in the Official Gazette exempt any particular society or class of societies from the payment of registration fee.”

### STATEMENT OF OBJECTS AND REASONS

The amendments enable the State Government to exempt the registration fee under the Societies Registration Act, 1860 in respect of any particular society or class of societies. This Bill seeks to achieve this object.

Simla:  
The 3rd September, 1965.

Y. S. PARMAR,  
*Chief Minister.*

### FINANCIAL MEMORANDUM

NIL

### MEMORANDUM REGARDING DELEGATED LEGISLATION

NIL

*Simla-4, the 3rd September, 1965*

**No. 1-16/65-VS.**—In pursuance of rule 135 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964 “The Rajasthan Weights and Measures (Enforcement) (Himachal Pradesh Amendment) Bill, 1965 (Bill No. 6 of 1965)” as introduced in the Legislative Assembly on the 3rd September 1965, is hereby published in the Himachal Pradesh Government gazette.

Bill No. 6 of 1965

**THE RAJASTHAN WEIGHTS AND MEASURES (ENFORCEMENT)  
(HIMACHAL PRADESH AMENDMENT) BILL, 1965**

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A  
BILL

*to amend the Rajasthan Weights and Measures (Enforcement) Act, 1958 (32 of 1958) as in force in the Union territory of Himachal Pradesh.*

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Sixteenth Year of the Republic of India as follows:—

**1. Short title and commencement.**—(1) This Act may be called the Rajasthan Weights and Measures (Enforcement) (Himachal Pradesh Amendment) Act, 1965.

(2) It shall come into force at once.

**2. Amendment of section 2.**—In section 2 of the Rajasthan Weights and Measures (Enforcement) Act, 1958 as in force in the Union territory of Himachal Pradesh (here-in-after referred to as the principal Act), after clause (k) the following clause shall be inserted, namely:—

“(1) “Use in transaction for trade or commerce” means use for the purpose of determination or declaration of the quantity of anything in terms of measurement of length, area, volume, capacity or weight in relation to,

- (i) any contract, whether by way of sale, exchange or otherwise, or
- (ii) any payment, whether by way of royalty, toll, duty or any other dues connected with or forming part of such transaction.”

**3. Amendment of section 3.**—In section 3 of the principal Act,—

(i) In sub-section (1), the words “and special sets of working standards in relation to bullion and precious stones may also be prepared” shall be omitted.

(ii) In sub-section (4) the proviso shall be omitted.

**4. Amendment of section 7.**—In section 7 of the principal Act, for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) Notwithstanding anything contained in any other law or any custom, usage or practice, no unit of mass or measure other than the standard weights or measures shall be used in any transactions for trade or commerce in any area or class of goods or undertakings in respect of which this Act has come into force or be kept in any premises where such transactions are usually conducted.”

**5. Amendment of section 14.**—In section 14 of the principal Act, after the existing proviso, the following proviso shall be inserted, namely:—

“Provided further that the Lieutenant Governor may, if he is satisfied that the size of any class of such packages or containers renders it impracticable to comply with the provisions of this section, by notification in the official Gazette, exempt such class from the operation of this section.”

**6. Amendment of section 23.**—In section 23 of the principal Act, after the words “other than one of the standard weights or measures”, the words, “or whoever after the commencement of this Act keeps any unit of mass or measure other than the standard weights or measures in any premises where such transactions are usually conducted” shall be inserted.

**7. Insertion of new section 37A.**—After section 37 of the principal Act, the following section shall be inserted, namely :—

“37 A. *Composition of offences.*—(1) Any offence punishable under sections 23, 24, 25, 27, 28, 32 or 34 other than a second or a subsequent offence under section 23 or section 25 may, either before or after the institution of the prosecution, be compounded by the Lieutenant Governor on payment of such sum as he thinks fit.

(2) On payment by the offender of such sum, the offender, if in custody, shall be set at liberty and if any proceedings in any criminal court have been instituted against the offender in respect of the offence the composition shall be deemed to amount to an acquittal and no further criminal proceedings shall be taken against him in respect of such offence.”

**8. Insertion of new section 44.**—After section 43 of the principal Act, the following section shall be inserted, namely :—

“44. *Saving.*—Nothing in this Act shall apply to weights or measures or weighing or measuring instruments used by or in any unit or establishment of the Armed Forces of the Union.”

**9. Modification throughout the Act.**—Throughout the Principal Act, for the words “SUPERINTENDENT OR SUPERINTENDENTS” wherever they occur, the words, “CONTROLLER OR CONTROLLERS” shall be substituted.

## STATEMENT OF OBJECTS AND REASONS

Weights and measures are part and parcel of our civilization. The principal Act was made applicable to this Pradesh in the year 1958. Some shortcomings were observed in the principal Act while practically implementing its provisions in Himachal Pradesh. This Bill seeks to remove the shortcomings.

SIMLA:

The 3rd September, 1965.

HARI DAS,  
Development Minister.

## FINANCIAL MEMORANDUM

NIL

## MEMORANDUM REGARDING DELEGATED LEGISLATION

NIL

*Simla-4, the 3rd September, 1965*

**No. 1-15/65-VS.**—In pursuance of rule 135 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964 “The Himachal Pradesh Land Revenue (Amendment) Bill, 1965 (Bill No. 7 of 1965)” as introduced in the Legislative Assembly on the 3rd September, 1965 is hereby published in the Himachal Pradesh Government Gazette.

**Bill No. 7 of 1965.**

## **THE HIMACHAL PRADESH LAND REVENUE (AMENDMENT)**

**BILL, 1965**

**(As INTRODUCED IN THE LEGISLATIVE ASSEMBLY)**

**A**

**BILL**

*to amend the Himachal Pradesh Land Revenue Act, 1953 (6 of 1954)*

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Sixteenth Year of the Republic of India as follows:—

**1. Short title.**—This Act may be called the Himachal Pradesh Land Revenue (Amendment) Act, 1965.

**2. Amendment of section 5.**—In section 5 of the Himachal Pradesh Land Revenue Act, 1953 (6 of 1954).—

(a) in sub-section (1) the words, “town or” shall be omitted ;

(b) after sub-section (2) the following explanation shall be inserted, namely:—

“*Explanation.*—For the purpose of this section a site within the limits of a municipality, a small town or a notified area shall not be deemed to be the site of a village.”

### **STATEMENT OF OBJECTS AND REASONS**

The Himachal Pradesh Land Revenue (Amendment) Bill, 1965 seeks to amend section 5 of the Himachal Pradesh Land Revenue Act, 1953 (6 of 1954) so as to provide for the assessment of the Urban and Sub-urban areas.

**KARAM SINGH,**  
*Revenue Minister.*

**SIMLA :**

The 3rd September, 1965.

### **FINANCIAL MEMORANDUM**

**NIL**

### **MEMORANDUM REGARDING DELEGATED LEGISLATION**

**NIL**

*Simla-4, the 3rd September, 1965*

**No. 1-17/65-VS.**—In pursuance of rule 135 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964 “The Punjab Excise (Himachal Pradesh Amendment) Bill, 1965 (Bill No. 8 of 1965)” as introduced in the Legislative Assembly on the 3rd September, 1965 is hereby published in the Himachal Pradesh Government Gazette.

**Bill No. 8 of 1965.**

## **THE PUNJAB EXCISE (HIMACHAL PRADESH AMENDMENT)**

**BILL, 1965**

(AS INTRODUCED IN THE LEGISLATIVE ASSEMBLY)

A

### **BILL**

*to amend the Punjab Excise Act, 1914 (I of 1914) as in force in the Union territory of Himachal Pradesh.*

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Sixteenth Year of the Republic of India as follows:—

**1. Short title.**—This Act may be called the Punjab Excise (Himachal Pradesh Amendment) Act, 1965.

**2. Amendment of Section 68-A.**—For section 68-A of the Punjab Excise Act, 1914, as in force in the Union territory of Himachal Pradesh the following section shall be substituted, namely :—

“68-A. *Enhanced punishment for certain offences after previous conviction.*—Whoever having been convicted for an offence punishable under sub-section (1) of section 61 of this Act, is again convicted of an offence punishable under the said sub-section shall,—

- (a) for a second offence be punished with not less than twice the punishment awarded to him on his first conviction ; and
- (b) for a third or subsequent offence be punished with not less than twice the punishment awarded to him on his second conviction or immediate last conviction :

Provided that the enhanced punishment does not exceed the imprisonment of three years and a fine of two thousand rupees :

Provided further that if on a previous conviction the sentence awarded was that of fine only, a sentence of imprisonment for a term which may extend to three years shall also be awarded on subsequent conviction and such sentence of imprisonment shall be in addition to the enhanced penalty of fine :

Provided further that the enhanced punishment would not in any way effect the minimum sentence prescribed for the offence of possession of a working still for the manufacture of any intoxicant.”

## STATEMENT OF OBJECTS AND REASONS

Section 68-A of the Punjab Excise Act, 1914 as extended to the Union territory of Himachal Pradesh which deals with the enhanced punishment for certain offences after previous conviction, is not sufficient to give deterrent punishment to the offenders especially in the cases of illicit distillation which is on the increase these days. It is, therefore, essential that more effective provisions be made in the Excise Act by substituting a new section. This Bill seeks to meet the above requirements.

KARAM SINGH,  
*Revenue Minister.*

SIMLA :  
The 3rd September, 1965.

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## FINANCIAL MEMORANDUM

NIL

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## MEMORANDUM REGARDING DELEGATED LEGISLATION

NIL

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SURENDRA NATH,  
*Under Secretary.*







# राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, मंगलवार, ७ सितम्बर, १९६५/१६ भाद्रपद, १८८७

## GOVERNMENT OF HIMACHAL PRADESH

### VIDHAN SABHA SECRETARIAT

#### NOTIFICATION

*Simla-4, the 7th September, 1965*

**No. 1-19/65-VS.**—In pursuance of rule 135 of the Rules of Procedure and Conduct of Business of the Himachal Pradesh Legislative Assembly, 1964 “The (Himachal Pradesh Panchayat Raj (Amendment) Bill, 1965 (Bill No. 9 of 1965)” as introduced in the Legislative Assembly on the 7th September, 1965, is hereby published in the Himachal Pradesh Government Gazette.